

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **U S KLAMATH NATL FOREST**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING
**U S KLAMATH NATL FOREST
C/O JAN FORD
1312 FAIRLANE RD
YREKA, CA 96097-9549**

Source Name: **ROCK FENCE CREEK**
Tributary To: **RAIL CREEK**
County: **Siskiyou**
Diversion Within: **NW¼ of NE¼ Section 12 T40N, R07W, MB&M**

STATEMENT NO.: **S006217**
CONTACT PHONE NO.: **(530) 842-6131**

Year of First Use:
Parcel Number:

DIV OF WATER RIGHTS
SACRAMENTO

S006217
2007 APR 20 PM 1:10

STATE WATER RESOURCES
CONTROL BOARD

A. **Water is Used Under:** Riparian claim _____ Pre-1914 right ☒ Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) _____

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) _____ Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004					✓	✓	✓	✓	✓	✓	✓		
2005					✓	✓	✓	✓	✓	✓	✓		
2006					✓	✓	✓	✓	✓	✓	✓		

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering ☒ Domestic _____

Other (specify) Dust abatement, Fire Suppression

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ____ NO ____
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO ____
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 4/18/2007, 20 ____ at YREKA, California

SIGNATURE: _____

PRINTED NAME: MARGARET J. BOLAND, FOREST SUPERVISOR, KLAMATH NATIONAL FOREST
(first name) (middle initial) (last name)

COMPANY NAME: USDA FOREST SERVICE

If there is insufficient space for your answers, please use the space provided below.

ITEM

CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

12/21 OK
S-6 217
** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS **

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S006217

OWNER OF RECORD: U S KLAMATH NATL FOREST

U S KLAMATH NATL FOREST
1312 FAIRLANE ROAD
YREKA, CA 96097

SOURCE: ROCK FENCE CREEK

TRIBUTARY TO: RAIL CREEK

COUNTY: SISKIYOU

DIVERSION

WITHIN: NW¼ OF NE¼ SECTION 12, T40N, R7W, MDB&M.

TELEPHONE NUMBER:

(916) 842-6131

YEAR OF FIRST USE: 1958

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐ Other (explain) ☐

B. Year of first use (Please provide if missing above) ☐

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) ☐

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992					✓	✓	✓	✓	✓	✓	✓		.07
1993					✓	✓	✓	✓	✓	✓	✓		.07
1994					✓	✓	✓	✓	✓	✓	✓		.07

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation ☐ acres; Stockwatering ☐; Domestic ☐

Other (specify) fire control, dust abatement

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

N/A

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 15, 19 95, at Yreka, California

SIGNATURE: John R. West BARBARA HOLDER, Forest Supervisor

PRINTED NAME: (FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: USDA-Forest Service, Klamath National Forest

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An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

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"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 006217

U S Klamath Natl Forest
1312 FAIRLANE ROAD
YREKA, CA 96097

TELEPHONE NUMBER:
(916) 842-6131

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ROCK FENCE CREEK

TRIBUTARY TO: RAIL CREEK

COUNTY: SISKIYOU

YEAR OF FIRST USE: 1958

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 12, T40N, R07W, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other)

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991					✓	✓	✓	✓	✓	✓	✓		.07
1992					✓	✓	✓	✓	✓	✓	✓		.07
1993					✓	✓	✓	✓	✓	✓	✓		.07

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation acres; Stockwatering ; Domestic

Other (specify) fire control, dust abatement

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

N/A

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 21, 1994, at Yreka, California

Signature:

BARBARA HOLDER, Forest Supervisor

STATE WATER RESOURCES
CONTROL BOARD
1994 JUN 24 PM 3:04
DIV. OF WATER RIGHTS
SACRAMENTO

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Klamath

National Forest

Forest Notification No. 05-65

State Stream Code No. 1-528-05-02-0

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

NOTIFICATION OF EXISTING WATER USE

6217

TO THE STATE WATER RIGHTS BOARD OF THE STATE OF CALIFORNIA:

The UNITED STATES OF AMERICA, acting by and through the FOREST SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE, hereby notifies you of the following existing water use on reserved land in California within the Scott River watershed of the Klamath (National Forest) (National Grassland)* for National Forest System purposes:

- (1) The source of the water used is (stream, lake, spring, or well;
Rock Fence Creek, located in Siskiyou County,
if unnamed, so state)
California, which source is tributary to So. Fork Scott River.
- (2) The point of diversion is: (bearing and distance or coordinate
distances from section or quarter section corner), being within
the NW¼; NE¼ of Section 12, Township 40N, Range 7W,
(40-acre subdivision)
Mt. Diablo Base and Meridian.
- (3) The amount of water used is as follows: (Complete only applicable items)
- (a) For diversion and direct application to beneficial use:
A.F.A.
.07 ~~cuse feet per second~~, the diversion commencing May

*Strike out inapplicable words.

and ending Nov of each year.

- (b) For diversion, storage, and later application to beneficial use: acre-feet per annum, to be collected between and of each year.

- (4) The use(s) to which the water is put is(are) the following:

Fire Control and Road Maintenance
(domestic, irrigation, power, recreation, stock water, fire control, or fish culture)

- (5) The place where the water is used is Rock Fence Creek
(commonly used name or local

 , in the NW 1/4 NE 1/4 of Section 12,
(40-acre subdivision)

Township 40N, Range 7W, Mt. Diablo Base and Meridian, in
Siskiyou County, California.

- (6) If said place of use of the water covered by this notification is also served by water covered by another notification or by a water right from the State:

(a) The number of the Forest Notification of the
National Forest is .

(b) The number of the State (permit) (license)* is issued
pursuant to application number .

- (7) The water used covered by this notification commenced in the year 1958.

- (8) If the water use covered by this notification is by a person on entity occupying National Forest land under a special use permit:

(a) The permittee is named .

*Strike out inapplicable word.

(b) The permit was issued for the purpose(s) of _____

SAID PERMITTEE DOES NOT HAVE A WATER RIGHT UNDER CALIFORNIA LAW
COVERING THIS USE.

The foregoing diversion and use are made pursuant to a withdrawal and
reservation of the affected land and resources thereon for National Forest
System purposes. The effective date of said withdrawal and reservation
is October 3, 1905.

A map, if available, showing points of diversion and use is attached
hereto.

The United States of America gives this notification to the State
in the interest of comity, and does not concede that the State has power
to regulate the rights of the United States to use of the water.

DATED this 4 day of September, 1970.

UNITED STATES OF AMERICA

By B. A. Yates
Acting Regional Forester,
California Region, Forest Service

RECEIVED
OCT 10 1970
U.S. FOREST SERVICE
CALIFORNIA REGION
SAN FRANCISCO